



ARIZONA STATE SENATE
Fifty-Second Legislature, Second Regular Session

FINAL AMENDED
FACT SHEET FOR S.B. 1047

county attorney; powers and duties

Purpose

Allows a county attorney to provide civil legal services to another public agency at the request of that county's or political subdivision's general counsel.

Background

Current statute requires an intergovernmental agreement (IGA) when a county, political subdivision or public agency requests legal assistance or service from another county attorney. A contract must include any payment rendered for the services provided and the scope of the representation (A.R.S. § 11-532).

An IGA or contract specifies the services *jointly held* by contracting parties which may include a joint or cooperative action. Once a contract or agreement is drafted, it is submitted to the attorney for each public agency or public procurement unit, who determines whether the contract is in proper form and is legally sound (A.R.S. § 11-952).

There is no anticipated fiscal impact to the state General Fund associated with this legislation.

Provisions

1. Allows a county attorney to provide civil legal services to another county, political subdivision, officer, employee or agency within this state at the request of that county's or political subdivision's general counsel.
2. Defines *general counsel* as an elected or appointed county attorney, city attorney or town attorney.
3. Makes technical and conforming changes.
4. Becomes effective on the general effective date.

Amendments Adopted by Committee

1. Defines *general counsel*.

FACT SHEET – Amended

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Senate Action

JUD	2/4/16	DP	6-0-1
3 rd Read	2/11/16		29-0-1

House Action

JUD	03/02/16	DP	6-0-0-0
3 rd Read	03/10/16		57-0-3-0

Signed by the Governor 03/14/16

Chapter 16

Prepared by Senate Research

March 21, 2016

AW/AS/rf